

ORDINANCE NUMBER 1

SERIES 1968

AN ORDINANCE PROHIBITING TRESPASS TO REAL PROPERTY, BUILDINGS AND APPURTENANCES, AND PROVIDING PENALTIES FOR THE VIOLATION HEREOF.

THE CITY OF ELGIN does ordain as follows:

Section 1: It shall be unlawful for any person to maliciously or wantonly cut down, destroy or injure any bush, shrub, fruit or other tree not his own, standing or growing for fruit, ornament or other useful purpose, or willfully break the glass in or deface any building not his own, or willfully break down or destroy any fence or hedge belonging to or enclosing land not his own, or willfully throw down, open and leave down or open any bars, gate, fence or hedge belonging to or enclosing land not his own, or maliciously or wantonly sever from the land of another any produce thereof.

Section 2: It shall be unlawful for any person to willfully cut down, destroy or injure any standing or growing tree upon the land of another, or willfully take or remove from such land any timber or wood previously cut or severed from the land, or willfully dig, take, quarry or remove from such land any mineral, earth or stone.

Section 3: It shall be unlawful for any person to willfully enter upon the garden, orchard or other improved land of another or in another's possession with intent to cut, take, carry away, destroy or injure the trees, grain, grass, hay, fruit or vegetable products growing on the land.

Section 4: It shall be unlawful for any person to throw, dump, place, deposit or drain, or permit to be drained, upon the land of another, without the permission of the owner, or upon any public road, highway, street, alley or any easement used by the public for public travel, any cans, glass, nails, tacks, broken dishes, or crockery, carcass of any dead animal, old clothing, old automobile tires, old automobile parts, boards, metal, or any sort of rubbish, trash, debris or refuse, or any sewage, or the drainage from any cesspool or septic tank, or any substance which would mar the appearance, create a stench or detract from cleanliness or safety or would be likely to injury any animal, vehicle or person.

Section 5: It shall be unlawful for any person to destroy, deface or damage any building, or the contents of any building, not his own.

Section 6: It shall be unlawful for any person other than an officer on lawful business to

1 go or trespass upon any enclosed lands or premises not his own, and upon verbal, written or printed
2 notice of the owner or persons in lawful occupation of the lands or premises to fail or refuse to
3 depart therefrom immediately and remain away until permitted to return. Printed or written
4 notices having attached thereto, by authority, the name of the owner or person in the lawful
5 occupation of the lands or premises and requiring all persons to forbear trespassing on the lands
6 or premises and to depart therefrom posted in three conspicuous places on the lands or premises
7 are sufficient prima facie evidence of notice under this section.

8 Section 7: It shall be unlawful for any person, without authority of law, to enter or
9 attempt to enter any dwelling house without consent, express or implied, of a person in possession
10 or entitled to possession thereof, provided said person has no reasonable basis for believing that
11 his entry into such dwelling house is lawful or is required to assist a person in distress or to prevent
12 injury to a person therein or damage to property.

13 Section 8: Any person violating any provision of this ordinance shall, upon conviction
14 thereof, be punished by a fine not in excess of \$300.00 or by imprisonment in the City Jail for
15 a term not more than 90 days, or by both such fine and imprisonment.

16 PASSED this 9 day of January, 1968, by 5
17 Councilmen voting therefor.

18 APPROVED this 9 day of Jan, 1968
19 R.K. Wiles
Mayor

20 ATTESTED and FILED this 9 day of Jan,
21 1968.

22 Ron Shoules
23 City Recorder